

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

George Humphreys, et al. Plaintiff,

8 cv 02912 (  )

- against -

TD Ameritrade Holding Defendant.  
Corporation, et al.

**MOTION TO ADMIT COUNSEL**

**PRO HAC VICE**

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Courts for the

Southern and Eastern Districts of New York, I, Jonathan K. Levine a member in good standing of  
the bar of this Court, hereby move for an Order allowing the admission pro hac vice of

Applicant's Name: A. J. De Bartolomeo  
Firm Name: Girard Gibbs LLP  
Address: 601 California Street, Suite 1400  
City/State/Zip: San Francisco, CA 94108  
Phone Number: (415) 981-4800  
Fax Number: (415) 981-4846

A. J. De Bartolomeo is a member in good standing of the Bar of the States of  
California

There are no pending disciplinary proceeding against A. J. De Bartolomeo  
in any State or Federal court.

Dated: 5/9/2008  
City, State: San Francisco, CA

Respectfully submitted,

Sponsor's  
SDNY Bar Jonathan K. Levine (JL-8390)  
Firm Name GIRARD GIBBS LLP

Address: 601 CALIFORNIA STREET, SUITE 1400  
City/State/Zip: SAN FRANCISCO, CA 94108  
Phone Number: (415) 981-4800  
Fax Number: (415) 981-4846

**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

GEORGE HUMPHRYS, Individually  
And On Behalf of All Others Similarly Situated,

Plaintiff,

v.

TD Ameritrade Holding Corporation, and TD  
Ameritrade, Inc., f.k.a. TD Waterhouse Investor  
Services, Inc.,

**CIVIL ACTION NO. 08-CV-02912**

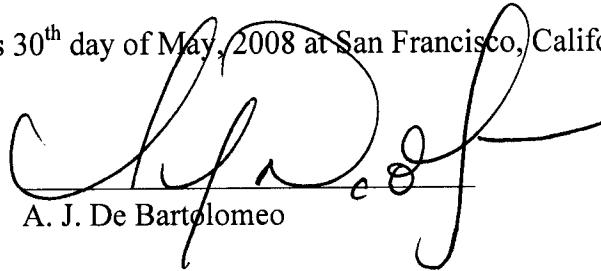
Defendants.

**DECLARATION OF A. J. De BARTOLOMEO IN SUPPORT OF PLAINTIFFS'  
PRO HAC VICE MOTION**

I, A. J. De Bartolomeo, pursuant to 28 U.S.C. §1746, hereby declare under the penalty of perjury as follows:

1. I am a partner at the firm of Girard Gibbs LLP, and my office is located at 601 California Street, 14<sup>th</sup> Floor, San Francisco, California 94108. My telephone number is (415) 981-4800.
2. I submit this Declaration in support of the motion to admit counsel *pro hac vice* in the above-captioned matter. As demonstrated by the Certificates of Good Standing (**Exhibit A**), I am a member in good standing of the Bar of the State of California.
3. There are no pending disciplinary proceedings against me in any State or Federal Court.
4. Wherefore, I respectfully request that I be permitted to appear as counsel and advocate *pro hac vice* in the above-captioned matter.

I declare under penalty of perjury and the law of the United States of America that the foregoing is true and correct. Executed this 30<sup>th</sup> day of May, 2008 at San Francisco, California.



A. J. De Bartolomeo

Exhibit A



# THE STATE BAR OF CALIFORNIA

MEMBER SERVICES CENTER

180 HOWARD STREET, SAN FRANCISCO, CALIFORNIA 94105-1639

TELEPHONE: 888-800-3400

May 2, 2008

TO WHOM IT MAY CONCERN:

This is to certify that according to the records of the State Bar, ANNE MARIE JANINE DE BARTOLOMEO, #136502 was admitted to the practice of law in this state by the Supreme Court of California on December 7, 1988; and has been since that date, and is at date hereof, an ACTIVE member of the State Bar of California; and that no recommendation for discipline for professional or other misconduct has ever been made by the Board of Governors or a Disciplinary Board to the Supreme Court of the State of California.

THE STATE BAR OF CALIFORNIA

A handwritten signature in black ink, appearing to read "Kath Lambert", is written over a horizontal line.

Kath Lambert  
Custodian of Membership Records

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

George Humphreys, et al. Plaintiff,

8 cv 02912 ( )

- against -

TD Ameritrade Holding Corporation, et al. Defendant.

**ORDER FOR ADMISSION  
PRO HAC VICE  
ON WRITTEN MOTION**

Upon the motion of Jonathan K. Levine attorney for Plaintiff, George Humphreys  
and said sponsor attorney's affidavit in support;

**IT IS HEREBY ORDERED** that

Applicant's Name: A. J. De Bartolomeo  
Firm Name: Girard Gibbs LLP  
Address: 601 California Street, Suite 1400  
City/State/Zip: San Francisco, CA 94108  
Telephone/Fax: (415) 981-4800  
Email Address: [ajd@girardgibbs.com](mailto:ajd@girardgibbs.com)

is admitted to practice pro hac vice as counsel for Plaintiff, George Humphreys in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at [nysd.uscourts.gov](http://nysd.uscourts.gov). Counsel shall forward the pro hac vice fee to the Clerk of Court.

Dated:  
City, State: New York, NY

\_\_\_\_\_  
United States District/Magistrate Judge